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Historical and Archival Sources

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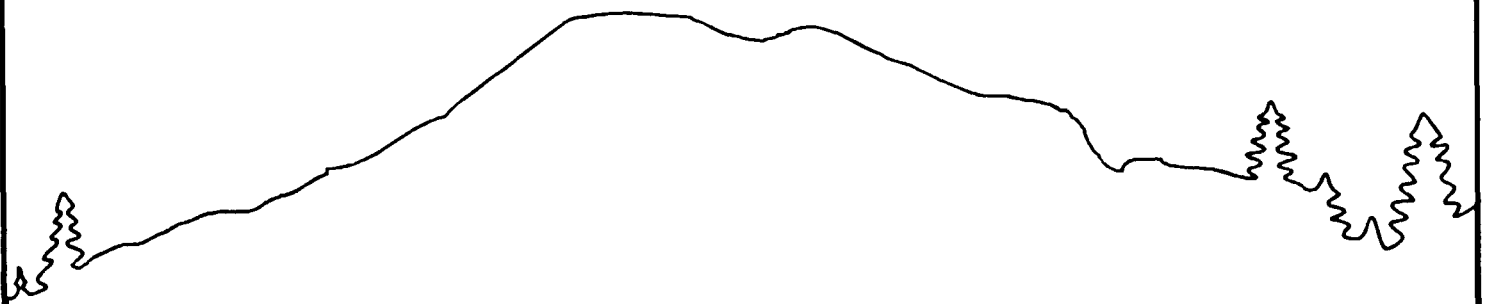
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Washington Legal Researcher's Deskbook 3d



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Hazelton | Franklin | Hemmens | Hyatt | Jarrett | McMurrer | Nyberg | Whisner

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Introduction

The *Washington Legal Researcher's Deskbook 3d* has been written to assist lawyers, students, librarians, legal assistants, legal secretaries, and members of the public in the complex task of researching legal problems. This book focuses on the law of Washington State and the legal materials that are available to the Washington practitioner. The reader will not find answers to legal questions but rather will find a rich array of information that can help in the process of researching the law.

The importance of legal research certainly cannot be overstated. Lawyers want to give good advice to their clients. If the client's problem is new to the practitioner, chances are good that a review of the legal issues and authority will be necessary. This may plunge the researcher into unfamiliar areas of law.

If it were not enough to want to give good advice, Rule 1.1 of the Washington Rules of Professional Conduct (RPC) requires that a practitioner "shall provide competent representation to a client." This rule requires familiarity with the relevant law through previous knowledge or through conducting adequate research. No Washington State Bar Association ethics opinions interpret this rule regarding the standards for performing competent legal research.

A 1975 California Supreme Court case, *Smith v. Lewis*, 10 Cal.3d 349, 530 P.2d 589 (1975), articulates a standard of care for legal research. The standard requires (1) sufficient research (2) using standard research techniques (3) to obtain readily available authority. The Court found that the defendant lawyer failed to meet this standard of care. Cases

in other jurisdictions have reached a similar result. The Washington Court of Appeals has apparently applied this standard in *Halvorsen v. Ferguson*, 46 Wash. App. 708, 718, 735 P.2d 675, 681 (1986).

A study commissioned by the ABA Section of Legal Education and Admissions to the Bar listed legal research among ten skills necessary for the practice of law. The Task Force identified three specific skills needed for thorough and efficient research:

- 3.1 Knowledge of the Nature of Legal Rules and Institutions;
- 3.2 Knowledge of and Ability to Use the Most Fundamental Tools of Legal Research;
- 3.3 Understanding of the Process of Devising and Implementing a Coherent and Effective Research Design

Task Force on Law Schools and the Profession: Narrowing the Gap, *Legal Education and Professional Development—An Educational Continuum* at 138 ("The MacCrate Report") (1992).

The legal researcher of the twenty-first century cannot rest on the knowledge of legal research tools acquired while in law school or even as recently as two years ago. The computerization of legal information has completely changed the world of legal research and the practice of law. Some recent commentators have even suggested that computerized research is required in order for practitioners to avoid malpractice. See David M. Sandhaus, "Computers Are Required for the Practitioner to Avoid Malpractice," *Wash. St. B. News*, Nov. 1993, at 51; Robert C. Berring, "Technology and the Standard of Care for Legal Research," *Legal Malpractice Rep.*, 1992, at 21. You will find electronic resources noted and discussed throughout the entire *Deskbook*.

The purpose of this *Deskbook* is to provide a broad spectrum of information that would be helpful to the person who must research Washington State law. In the first chapter, Ann Hemmens describes how to use a law library. From using law li-

baries in person to using law libraries without leaving the comfort of your home or office, the tips provided in this chapter will be useful to all legal researchers.

In the second chapter, I review the formats of legal information and outline a strategy to help the legal researcher design a research process or framework. Practical tips for efficient use of legal tools are discussed. If you must research an area of law you know nothing about, the article reprinted in Appendix II will be extremely useful. If taking good notes is your downfall, be sure to read the note-taking article found in Chapter 2, Appendix III. This piece is full of practical hints that can help any researcher create a fine research product.

Chapter 3, written by Mary Whisner, is an excellent review of the most basic and important legal research tools used for researching Washington law. Ms. Whisner reviews secondary sources, statutes, administrative regulations, case law, case-finding tools, attorney general opinions, citator services, and basic citation formats. She includes information about electronic versions of these information tools as well as the printed texts. Every legal researcher should be familiar with the contents of this chapter.

Using one or more of the many excellent handbooks and deskbooks available on Washington law can help the legal researcher quickly and efficiently define the problem and locate the primary sources to answer the question. In Chapter 4, Nancy McMurrer provides annotated descriptions both of broad, multi-topic sources and other, more specific titles listed by subject. This chapter is crucial for the researcher who is not intimately familiar with the wealth of secondary literature available in Washington.

Washington State agencies promulgate a variety of administrative decisions or actions. These are ably discussed in Chapter 5 by Cheryl Rae Nyberg. Pay particular attention to the description of the Administrative Procedure Act and its requirements. Ms. Nyberg discusses each state agency that issues ad-

ministrative determinations and even provides a summary chart of the various sources of agency quasi-judicial actions in order to speed your research.

Never compiled a Washington legislative history? Follow the clear step-by-step directions written by Peggy Roebuck Jarrett in Chapter 6 on legislative history and bill tracking. Clearly our author has had some experience with this awesome task!

Ms. Jarrett shows the novice exactly how to follow the Legislature's process and includes important tips for accomplishing this research chore efficiently and competently. Researching state initiatives can also be problematic; see the tips included by the author.

A completely new chapter on local government law has been researched and written by Mary Ann Hyatt. After an excellent background of the authority and role played by local governments, Ms. Hyatt analyzes the primary and secondary materials for cities, counties, and special districts.

Historical and archival sources of legal information are new in this edition of the *Deskbook*. In Chapter 8, Cheryl Nyberg and Ann Hemmens have tracked down nearly everything you might need from official documents in the territorial and early statehood periods in Washington.

Chapter 9 is also new to the *Deskbook*. With 36 Indian tribes in Washington State, 6 percent of the state's land held by Indians or Indian tribes, and a growth in tribal self-government, every Washington practitioner should know the basics of Indian law. The chapter reviews federal Indian policy and includes a minimal list of federal, state, and tribal resources that can be used in legal research projects.

"Nonlegal Resources" is the title of Chapter 10 written by Peggy Roebuck Jarrett. In a clear and direct style, the author covers sources that will help you find information about people and organizations, locate factual information, and improve your writing skills.

In the final chapter Jonathan Franklin compiles information about legal resources in Washington.

Included here are tips on how to manage your library, hire a librarian, and select materials and research tools for your library. Directories of filing and library service organizations, document delivery services, legal publishers, and Washington legal periodicals complete the informative material found in this section. This chapter will be a great help to those trying to keep their law libraries current and properly managed, to those making decisions about purchases for office libraries, and to those trying to locate legal materials available in the local area.

The *Deskbook's* appendix presents acronyms and abbreviation used throughout this book and that frequently appear in Washington legal materials.

I am very pleased with the high quality of the material you will find within this *Deskbook*. Many thanks to the authors for their tireless work. Special thanks to the general editor, Cheryl Nyberg, who edited all the chapters, created the book's index, and provided the consistency and standard of excellence so necessary for a work like this. Theresa

Knier worked many hours to put our draft material into a final form with a professional touch—thank you! Thanks also to Reba Turnquist who helped update information about publishers, prices, and the like; to the Gallagher Law Library staff for being supportive and helpful; to the law librarianship student interns who helped cover the Reference Office when we needed extra time to write; to various colleagues around the state who responded cheerfully to our requests for information; and, finally, to our library patrons for asking us questions and helping us learn what legal researchers in Washington need to know.

Readers and Washington legal researchers are invited to send comments and suggestions via email to deskbook@u.washington.edu.

Penny A. Hazelton
Seattle, Washington
January 2002

Notes on Using This Book

This section explains citations and references used throughout this book.

Books, Articles, and Legal Citations

The *Deskbook* contains many references to other publications. The authors have used several formats to distinguish categories of material.

Titles of books, periodicals, looseleaf services, CD-ROM products, and similar items generally appear in *italics*. Authors, editors, and compilers are often named and the publisher and year of publication are given. For periodicals and other publications that are issued or updated on a regular basis, the initial year of publication is followed by an open hyphen (e.g., *Washington State Environmental Reporter* (Book Publishing Co., 1974-)).

References to articles include the author(s), the title of the article in quotation marks, and the abbreviated title of the periodical in *italics*. These abbreviations are spelled out in the Appendix: Acronyms and Abbreviations. If the issues of a volume are paginated consecutively, the volume number appears before the title of the publication and the first page number follows the title, with the year of publication in parentheses (e.g., William R. Andersen, "The 1988 Washington Administrative Procedure Act: An Introduction," 64 *Wash. L. Rev.* 781 (1989)). If the issues of a volume are not paginated consecutively, the citation identifies the issue and then the beginning page number (e.g., Nancy Carol Carter, "American Indian Tribal Governments, Law, and Courts," *Legal Ref. Serv. Q.*, No. 2, 2000, at 7). For articles that are available for free on the Internet,

their citations include the Uniform Resource Locators (URLs) (e.g., Eron Berg, "Unpublished Decisions: Routine Cases or Shadow Precedents?," *Wash. St. B. News*, Dec. 2000, at 28, available at <http://www.wsba.org/barnews/2000/12/berg.htm>).

Citations to some legal sources (such as statutes and cases) follow rules set out in *The Bluebook: A Uniform System of Citation*, 17th ed. (Harvard Law Review Association, 2000), with exceptions recommended by the Washington Office of the Reporter of Decisions *Style Sheet*. *The Bluebook* and the *Style Sheet* are described in Chapter 3, Fundamentals of Legal Research in Washington, Section X, Citation Format.

Internet Websites

In less than a decade, the Internet has become a major legal research tool. Thousands of academic, commercial, governmental, organizational, and personal websites contain the text of legal materials and/or guides, indexes, and commentaries on the law. Government agencies at all levels have quickly made the Internet a primary means for communicating with the public.

Throughout this book, URLs identify websites that contain Washington State legal materials. In many cases, "deep links" to pages buried several layers beneath an agency's main homepage have been used to direct readers to the specific location of legal documents and databases. These URLs and the descriptions of website contents were accurate in fall 2001.

Website addresses and contents change frequently, however. If a website address fails and the source is part of the Washington State government, use the "State Agency Index" on Access Washington, <http://access.wa.gov/>, to locate the agency's new URL. Then look for navigation links, a site index, or a search feature to locate specific material. If the source of the website is not part of the Washington State government, pare back the URL to the first slash after the domain name (ending with .com, .edu, or .org). This shortened URL should

take you to the website homepage. For example, the URL for the Gallagher Law Library's collection of legal research guides is <http://lib.law.washington.edu/ref/guides.html>. If you eliminate "/ref/guides.html", you will go to <http://lib.law.washington.edu/>, the Law Library's homepage.

The University of Washington Gallagher Law Library maintains an Internet Legal Resources page, <http://lib.law.washington.edu/research/research.html>, that links to free websites providing Washington State primary law sources, including the constitution, bills, statutes, court opinions, court rules, regulations, administrative agency decisions, and municipal codes. Comparable links for U.S. government sources are also provided. Internet Legal Resources is updated regularly.

LexisNexis and Westlaw

Many chapters describe files and databases found on the two major commercial legal research services, LexisNexis and Westlaw. In some cases, specific libraries and file names are mentioned. For example, Chapter 5, Administrative Decisions and Materials, includes a list of LexisNexis libraries and files containing administrative agency decisions. The reference to "WASH;WAGMHB" includes the LexisNexis library name for Washington (WASH) and a specific file within that library for the decisions of the Growth Management Hearings Boards decisions (WAGMHB). The comparable database on Westlaw is called WA-GMHB.

When no library, file name, or database identifier is given, the researcher may explore several options for finding relevant material. Both services maintain extensive directories of their contents and these directories are available in print and online. The *Westlaw Database Directory* is published annually; the 2001 edition is 842 pages. The online edition is found at <http://directory.westlaw.com/>. The

LexisNexis *Directory of Online Services* is also published annually; the 2001 edition is 736 pages. The "Searchable Directory of Online Sources" is at <http://web.nexis.com/sources/>. The directories are organized by jurisdiction (Washington), type of legal material (Legislation), and subject or practice area (Environmental Law). They also include indexes by title (*Washington Administrative Code*). Users may also contact the customer service representatives to ask about the availability of particular sources and get advice on constructing effective searches. LexisNexis customers may dial (800) 543-6862. The Westlaw Reference Attorneys may be reached at (800) 733-2889.

Because of their expense and complexity, these services are most often used by members of the legal community. Few public law libraries can afford to make these services available. Faculty and students at some colleges and universities may have access to a version of LexisNexis called Lexis-Nexis Academic Universe or a version of Westlaw called Westlaw Campus. These services offer an abbreviated list of certain legal sources, including full-text federal and state cases, statutes, and law reviews. Other users may take advantage of the vendors' credit card options. LexisNexis by Credit Card, http://web.lexis.com/xchange/ccsubs/cc_prods.asp, is available on a "pay as you go" basis. A user may search legal materials (including federal and state cases, constitutions, statutes, court rules, and law reviews). Westlaw's WestDoc program, <http://www.westdoc.com>, allows users with citations to obtain documents by credit card.

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The authors are interested in readers' comments and suggestions. Please contact us by electronic mail at deskbook@u.washington.edu.

Author Biographies

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Historical and Archival Sources

Cheryl Rae Nyberg
and Ann Hemmens

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- ▶ Statehood History
- ▶ Constitutions and Constitutional Conventions
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I. Introduction

Occasionally, legal researchers and scholars want to investigate legal documents created during the territorial and early statehood years of Washington. Many of the official documents were published, including territorial session laws, codes, constitutional conventions, and court reports. Rare and unique materials are located in the Washington State Archives and other collections. Numerous guides to archival resources assist researchers in identifying relevant material. This chapter identifies the major publications and archival resources useful to Washington State legal researchers.

II. Statehood History

The Act to Establish the Territorial Government of Washington became law on March 2, 1853. 10 Stat. 172. It provided for a Governor, a Secretary, and a Legislative Assembly consisting of a nine-member Council and an eighteen-member House of Representatives; established procedures for elections and qualifications of voters; conferred judicial power to a supreme court, district courts, probate courts, and justices of the peace; extended the force of laws from the existing Territory of Oregon (of which Washington had been a part) to the new Washington Territory; and appropriated \$5,000 for the purchase of a library for use by state officials.

On George Washington's birthday (February 22), Washington's enabling legislation was passed. 25 Stat. 676 (1889). The law set procedures for a constitutional convention and established public schools. The people of Washington ratified the state's constitution on October 1, 1889. President Benjamin Harrison issued a proclamation admitting Washington to the Union on November 11, 1889. 26 Stat. Proclamations, p. 10.

Washington's organic and enabling acts are reprinted in Volume 0 of the official *Revised Code of Washington* (Washington Statute Law Committee, biennial) and in the first volume of the *Annotated Revised Code of Washington* (LEXIS Law Publishing).

III. Constitutions and Constitutional Conventions

In 1876, citizens of the Territory voted to apply for statehood. A Constitutional Convention was held in Walla Walla in 1878. The constitution and proceedings of the Constitutional Convention were published in volumes 9 and 10 of the *Washington Historical Quarterly* (Washington University State Historical Society, 1918-19) and were also separately reprinted: *Washington's First Constitution, 1878, and Proceedings of the Convention* (1924). The U.S. Congress failed to act on the proposed constitution.

From July 4 through August 22, 1889, the second Constitutional Convention met in Olympia. Publications relating to this event include:

- *Rules of the Constitutional Convention of the Territory of Washington, July 4, 1889* (T.H. Cavanaugh, public printer, 1889).
- Beverly Paulik Rosenow, ed., *The Journal of the Washington State Constitutional Convention 1889, with Analytical Index* (Book Publishing Company, 1962; reprinted by Hein, 1999; available in microfiche from Greenwood Press). *The Journal* is not a verbatim transcript of debates and discussions, but it includes "Minutes of Proceedings," a daily journal of actions; biographies of the delegates; a section-by-section analysis with references to proceedings; a subject index; and a short bibliography.
- *Washington State Constitutional Convention, 1889: Contemporary Newspaper Articles* (Hein, 1999). This collection of newspaper sources was edited by staff of the University of Washington Marian Gould Gallagher Law Library.
- Beverly Paulik Rosenow, *Washington State Constitutional Convention Journal, 1889, Working Papers* (Seattle, 1962). 4 vols. in 6. This rare collection includes minutes of proceedings (vol. 1), contemporary newspaper articles (vol. 2), an analytical index (vol. 3), and a manuscript of the *Journal* (vol. 4).

- James Leonard Fitts, *The Washington Constitutional Convention of 1889* (University of Washington Thesis (M.A.), 1951). Based largely on contemporary newspaper accounts, this thesis describes the convention delegates and politics. It includes a bibliography.

Proposals for a new constitution have been made over the years, resulting in the publication of drafts, reports, and studies. A sampling of these documents includes:

- Washington Advisory Constitutional Revision Commission, *Final Report to Governor Daniel J. Evans* (1969).
- *Washington State Constitutional Revision Commission, 1968-69: Draft Reports*, compiled by Ralph Johnson for a Constitutional Revision Seminar, University of Washington Law School.
- *Constitutional Convention Initiative: Tentative Draft, August 18, 1967* (Washington Office of the Attorney General, 1967).
- Washington Advisory Constitutional Revision Commission, *Report of the Advisory Constitutional Revision Commission of the State of Washington* (1935).
- *Reports to Governor Martin's Committee on Constitutional Revision* (1935).

These and other documents relating to Washington's proposed constitutions and constitutional conventions are reprinted in a microfiche collection from the Congressional Information Service: *State Constitutional Conventions, Commissions and Amendments on Microfiche, Washington* (1981). For more information on researching Washington constitutional law, see Kelly Kunsch, "Washington State Constitutional Research: A Recipe for a Gunwall Analysis," *Wash. St. B. News*, Oct. 1995, at 3.

IV. Territorial Session Laws and Codes

From 1854 until 1889—when Washington was admitted to the Union—its citizens were governed by

the Territorial Legislative Assembly and the Territorial governors. Laws enacted during this period were published and indexed in several collections:

- *Laws of Washington: A Publication of the Session Laws of Washington Territory, Including the General Laws and Resolutions of the Years 1854 to 1888 Inclusive; The Federal and Colonial Orders, Treaties, Acts and Ordinances Affecting Land Titles in Washington* (Tribune Printing Company, 1895-96). 5 vols.
 - *Acts of the Legislative Assembly of the Territory of Washington* (J.W. Wiley, public printer, 1854-88; available in microfiche from Hein).
 - *Laws of Washington Territory Enacted by the Legislative Assembly* (T. H. Cavanaugh, public printer, 1886-88). 2 vols.
 - *Index, Laws of Washington, Including All the General, Local and Private Laws, Memorials and Resolutions* (Tribune Printing, 1898). Covers 1854-97.
 - *Index to the Laws, Memorials and Resolutions Passed by the Washington Territorial Legislature, 1853-1887* (Washington Division of Archives & Records Management, 1993). Includes numeric lists and keyword indexes.
 - *A Complete Index to the Code of Washington and to the Session Laws Enacted by the Territorial Legislature, Sessions of 1881, 1883, 1885 and 1887: Together with All Laws Remaining in Force at the Time of the Adoption of the Code, Approved December 7, 1881* (Thos. H. Cavanaugh, public printer, 1888). Includes a table listing provisions of the Code of 1881 amended or repealed by laws enacted from 1881-88 and an "index to the private and local laws" enacted from 1881-87.
- During the territorial era, two codifications of the laws were compiled:
- *Statutes of the Territory of Washington, Being the Code Passed by the Legislative Assembly, at Their First Session Begun and Held at Olympia, February 28th, 1854* (G.B. Goudy, public printer,

1855). This codification is often referred to as the *Code of 1854*.

- *Code of Washington Containing All Acts of a General Nature* (C.B. Bagley, public printer, 1881). Commonly called the *Code of 1881*, this volume also includes the Organic Act and a subject index.

For further information on the historical codes, see:

- Kelly Kunsch, "Statutory Compilations of Washington," 12 *U. Puget Sound L. Rev.* 285 (1989).
- Arthur Beardsley, "Compiling the Territorial Codes of Washington," 28 *Pac. Northwest Q.* 3 (1937).
- Arthur Beardsley, "The Codes and Code Makers of Washington, 1889-1937," 30 *Pac. Northwest Q.* 3 (1939).

V. Territorial Legislative Assembly

The Territorial Legislative Assembly first met in 1854. The *Journal of the Proceedings of the Council of the Territory of Washington* (C.B. Bagley, public printer, 1855-79) encompasses 22 volumes and covers 1854 to 1881. The *Journal of the House of Representatives of the Territory of Washington* (C.B. Bagley, public printer, 1854-88) also numbers 22 volumes but covers 1854 to 1888. An additional three-volume set, the *Council Journal of the Legislative Assembly of Washington Territory* (C.B. Bagley, public printer, 1883-88) is also available.

Barton's Legislative Hand-Book and Manual of the State of Washington (Washington Centennial Commission, 1989) is a collection of historical, political, commercial, agricultural, and other data from the time of the organization of the Territory to the first State Legislature, which met in November 1889. It lists legislative committees, election districts for the Constitutional Convention, members of the state Supreme Court, United States and State senators and representatives, county and precinct officers, territorial officers, railroad and state military officers, biographies of state officers, statistics, and other

historical information. Don Brazier's *History of the Washington Legislature, 1854-1963* (Washington Senate, 2000) is a narrative history based on legislative journals and contemporary newspaper reports.

The State Archives has prepared guides to legislative records. David W. Hastings, *Legislative Records of Washington, 1854-1983* (Washington Division of Archives and Records Management, 1984) briefly describes contents of legislative committee archives. Includes a subject and name index and a glossary of legislative terms. A previous edition, covering 1854 to 1980, was published in 1981. The *Guide to the Records of the Legislative Council, 1947-1974* (1983) describes records by subcommittee and file title or subject. The Legislative Council conducted research and issued recommendations to the Legislature.

VI. Territorial and Early State Courts

The Washington Territorial Supreme Court operated from 1853 to 1889. The Bancroft-Whitney Company published an original and a reprint series of the Court's opinions. The original series is titled *Reports of Cases Determined in the Supreme Court of the Territory of Washington* and the reprint edition is called *Washington Territory Reports* (Wash. Terr.). Both sets are complete in three volumes and cover cases decided from 1854 to 1888. Each volume contains a table of cases and a subject index.

The territorial Court's cases are indexed in *West's Washington Digest 2d* and in the *Index-Digest of the Washington Reports Embracing All the Decisions of the Supreme Court of Washington Found in the Territorial Reports and in the State Reports from Volume One to Volume Nine Inclusive* (The Everett News, 1895). *Shepard's Washington Citations, Case Edition*, and the *Shepard's Washington Case Names Citor*, 2d ed. (1994) also cover territorial cases. The University of Washington Gallagher Law Library owns a 17-volume collection of *Washington Territorial Briefs*.

Pat Hopkins compiled a guide to archival records on the *Washington Territorial Supreme Court, 1853-1889* (Washington State Archives, 1983?). The guide describes court records held at

the Washington State Archives, including appearance dockets, bar dockets, fee books, index to filings, motion books and court journals, as well as the cause files themselves. An index of cause files (by subject, plaintiff, and defendant) and a chronology of criminal cases is included.

The Frontier Justice Records Project produced *Frontier Justice: Guide to the Court Records of Washington Territory, 1853-1889* (Washington Division of Archives and Records Management, 1987). This two-volume set consists of abstracts of 37,000 cases heard in civil, criminal, and probate divisions. Included is an alphabetical name index to historical court records and descriptions of county court record repositories. The *Guide* is also available on microfilm. The *History of the Supreme Court of the Territory and State of Washington* (1931), compiled by Clerk of the Supreme Court C.S. Reinhart, includes photographs and reprints selected court opinions and documents. It also contains the 1923 Rules of the Supreme Court and the 1927 Rules of Pleading, Procedure, and Practice.

Charles H. Sheldon prepared *The Washington High Bench: A Biographical History of the State Supreme Court, 1889-1991* (Washington State University Press, 1992). Sheldon provides an historical overview of the court and biographies of the justices, with black-and-white portraits. The volume also contains a list of law clerks and an index.

Records Relating to the Appointment of Federal Judges, Attorneys and Marshals for the Territory and State of Washington, 1853-1902 (National Archives and Records Service, 1954, 17 microfilm reels) reproduces original records of the Office of the Attorney General, including applications for office, recommendations, endorsements, commissions, oaths of office, and protests. The records are arranged by presidential administration and then alphabetically by name of applicant. The set includes an alphabetical name index. The records of the departments of State and Justice relating to twenty-four Washington territorial judges are reproduced in *Records of*

the National Archives: Appointment Papers (National Archives, 1941, 2 microfilm reels).

The *Directory of Manuscript Collections Related to Federal Judges, 1789-1997* (Federal Judicial Center, 1998), compiled by Peter Wonders, provides the locations and descriptions of the contents of manuscript collections related to federal judges. Approximately 5,000 manuscript collections are referenced in this *Directory* representing more than 900 judges, out of a total of nearly 3,500 who have served the federal judiciary. These manuscript collections contain documents judges compiled during the course of their judicial careers, correspondence, and records related to judges' professional and personal lives. The *Directory* includes select judges serving the Washington Territorial Courts, the U.S. Court of Appeals for the Ninth Circuit, the U.S. District Court for the District of Washington, the U.S. District Court of the Eastern District of Washington, and the U.S. District of Court for the Western District of Washington. The entries are arranged alphabetically by the last name of the judge. Appendix A contains a list of the judges included in the *Directory* organized by the court served.

The *Biographical Directory of the Federal Judiciary 1789-2000* (Berman, 2001) lists the names of judges who have served on U.S. courts at all levels, including the U.S. Court of Appeals for the 9th Circuit and the U.S. District Courts of Washington. Brief biographical information is provided. The legislative history of each court is also summarized, complete with *Statutes at Large* citations. *Judges of the United States*, 2d ed. (Judicial Conference of the United States, 1983) contains similar biographical information.

VII. Territorial Governors and Gubernatorial Archives

A compilation of the *Messages of the Governors of the Territory of Washington to the Legislative Assembly, 1854-1889* was published by the University of Washington Press (University of Washington Publications in the Social Sciences, Vol. 12, 1940).

Guides to records of the territorial and state governors and other elected officials have been published by the State Archives. The *Index to Oaths of Office of Officials of Washington State, 1854-1978* (Washington Division of Archives & Records Management, 1996) is an alphabetical index of elected and appointed officials required to file oaths with the Secretary of State upon taking office. David W. Hastings compiled the *Guide to the Governors' Papers* (Washington Division of Archives and Records Management, 1984-). This multi-volume set describes the administrative papers of the Washington governors held by the State Archives. The set covers the territorial governors and through Governor John Spellman (1981-85, vol. 7).

Included in this set is *Territorial Governors, 1853-1889* (Guide to the Governors' Papers, Vol. 1), a listing of the files and correspondence of the fourteen governors of Washington Territory, including photographs, brief biographical sketches, a map of political subdivisions between 1853 and 1864, a chronology of historical events between 1543 and 1889, and a list of territorial officers. Volume 2 in the series is *State Governors, 1889-1919*. This guide lists the files and correspondence of the eight governors of Washington State serving between 1889 and the end of World War I and includes brief biographies, an index, a chronology of historical events between 1889 and 1919, and a list of state government officials.

The staff of the Washington State Library has created a Washington Territorial and State Governors database, <http://www.statelib.wa.gov/governor/governor.htm>, that includes the governor's political affiliation, date office assumed, terms served, and dates of birth and death (if known). It is searchable by name and party affiliation. A list of all Territorial and all State governors is also available.

VIII. Agency Documents and Archives

A vast number of documents from state agencies have been published over the years. From annual and biennial reports, newsletters, and reports on

specific programs or issues, these materials document the work of agencies and reflect the economic, political, and social issues of their times.

Annual and biennial reports describe significant activities, programs, and agency personnel. They often include statistics. *Miscellaneous Territorial and State Documents* (Public Printer, 1885-99) is an early two-volume collection of reports submitted to the Legislative Assembly, reports of the territorial governors, budgets, biennial reports, and selected public acts. *Washington Public Documents* (Public Printer, 1892-1968) is a 96-volume collection of governors' messages, state of the state addresses, and agency biennial reports. *Histories of Washington State Agencies, 1889-1979* (Washington Division of Archives, 1996) describes materials available in the State Archives for more than one hundred state agencies, select legislative committees, territorial and state governors, and the state Supreme Court.

More publications from early Washington agencies are listed in Geraldine Beard's *Check List of Washington Imprints, 1853-1876* (Washington Historical Records Survey, 1942). This source identifies books, pamphlets, and broadsides, with a preponderance of official documents. It is arranged in chronological order and includes an index of printers, presses, and publishers and a subject/name index. The *Check List* was the product of the Works Projects Administration (WPA). The Washington State Library compiled *A Reference List of Public Documents, 1854-1918, Found in the Files of the State Library* (F.M. Lamborn, public printer, 1920). It lists reports and documents of state departments, educational institutions, charitable institutions, penal institutions, the Legislature, the courts, and state associations. Katharine B. Judson prepared a *Subject Index to the History of the Pacific Northwest and of Alaska as Found in the United States Government Documents, Congressional Series, in the American State Papers, and in Other Documents, 1789-1881* (Washington State Library, 1913).

"The Washington state library will publish a basic list of documents at least annually to include an

author, title and subject index to the annual list.” WAC §304-16-010 (2001). The list has undergone several title and format changes:

- *State Publications* (July 1998-).
- *Washington State Publications Checklist* (1995-June 1998).
- *Washington State Publications Monthly Checklist* (Sept. 1980-94).
- *Washington State Publications* (April 1952-77).

The publications list was issued in print from 1952 to 1979 and has been issued in microfiche since 1980. A cumulative CD-ROM version of the publications list, *Washington State Publications in the Washington State Library Collection*, has been issued since 1987. The most recent release is Issue 6, June 2001. The State Library's online catalog is available on the Internet, <http://www.statelib.wa.gov/>. The Library also sponsors Find-It! Washington, <http://find-it.state.wa.us/>, a service that includes electronic state publications and a Virtual Government Documents Catalog.

Washington State documents are also listed in the *Monthly Checklist of State Publications* (Library of Congress, 1921-94) and the *Monthly List of State Publications* (Library of Congress, 1901-20).

IX. Other Sources on Washington Government and Legal History

The following list identifies selected materials on Washington's governmental, legal, and political history that the legal researcher may find useful. The arrangement is by title.

Albert D. Rosellini: An Interview by the Washington State Legislative Oral History Project (Washington State Archives, 1987). Contains the transcript of an interview with former Governor Rosellini, who served from 1957 to 1965.

Bicentennial Oral History Index (Washington State Archives, 1977) and *Oral History Program Transcripts* (Washington State Archives, 1977, mi-

crofiche). An index to and transcripts of 297 interviews. Part of the Archives' Oral Histories program.

Building a State: Washington 1889-1939 (Washington State Historical Society Publications, 1940). This volume contains a historical survey of the first fifty years of Washington statehood, a brief history of the Washington State Historical Society, and a collection of historical papers and addresses. This information is presented in essays by over fifty authors. Included is the chapter on "Territorial Judges of Washington" by Donald A. McDonald and Arthur S. Beardsley.

Arthur S. Beardsley, "Desiderata Pertaining to Selected Legal Materials of Washington," 18 *Wash. L. Rev. & St. B. J.* 51 (1943). Beardsley reviews the background and publication of early Washington legal materials, including the proceedings of the Constitutional Convention; legislative journals, manuals, debates, records, and committee reports; session laws and codes; court reports and digests; bar association reports; legal journals and newspapers; court rules; and forms.

Keith Peterson & Mary E. Reed, *Discovering Washington: A Guide to State and Local History* (Washington State University Press, 1989) is a useful guide to conducting historical research in Washington State designed for the general public. Includes a bibliography.

Oscar M. Waddell, *Eastern Washington Historical Primer* (Eastern Washington Historical Society, 1943) provides a brief overview, organized chronologically, of the historical events surrounding the early explorations, settlements, and events in Eastern Washington from the early 1800s to the admission of Washington as a state in 1889.

Paul L. Beckett, *From Wilderness to Enabling Act: The Evolution of a State of Washington* (Washington State University Press, 1968) offers a brief history of the political development of Washington, addressing statehood politics, boundary disputes with Idaho and Oregon, and the first constitutional convention in 1878. Includes an index.

Wilfred J. Airey, *A History of the Constitution and Government of Washington Territory* (University of Washington Thesis (Ph. D.) 1945) provides a lengthy treatment of Washington's early years, covering the actions of the territorial governors, legislatures, and judiciary; the 1878 and 1889 constitutional conventions; and martial law during the Indian War and the Chinese Riots. Includes a bibliography.

Lancaster Pollard, *A History of the State of Washington* (American Historical Society, 1937) is a four-volume set providing a comprehensive history of Washington State from the time of the Oregon Territory through 1935. It covers industrial, agricultural, legislative, educational, and social developments. Biographical sketches of several hundred individuals are included with illustrations. Appendices include lists of territorial and state officers, articles describing the Nez Perce War, census and statistical data concerning industries and manufacturers, and a Report of the Superintendent of Public Instruction from 1879 on Washington's First Official Course of Study. Includes a bibliography.

Edmond S. Meany, *History of the State of Washington* (Macmillan Co., 1909) is a comprehensive one-volume narrative history of Washington State covering prehistoric conditions through statehood, with maps; illustrations; and lists of counties, territorial and state officers, and state institutions.

Julian Hawthorne, ed., *History of Washington the Evergreen State: From Early Dawn to Daylight with Portraits and Biographies* (American Historical Publishing, 1893). This two-volume set provides a history of Washington State from territorial days through statehood. It includes over 800 biographies of important figures with many portraits.

Clinton A. Snowden, *History of Washington: The Rise and Progress of an American State* (Century History Company, 1909) is a five-volume comprehensive history of Washington from its very early days through statehood. It includes illustrations, maps, and more than 100 biographical essays. In 1911 a

sixth volume was published with more biographical essays.

James M. Dolliver: An Oral History (Washington State Archives, 1999). Contains transcripts of interviews with the former Chief Justice of the Washington Supreme Court.

Members of the State Legislature by Districts from 1889 to 2001 Inclusive (Washington Legislative Information Center, 2001). This volume is the latest edition in a line of publications originally compiled by S.R. Holcomb in 1962. It provides session dates of the State Legislature from 1889 to 2000; statistics on political divisions in the Senate and House; a chronological list of members by district; Senate and House officers; a history of redistricting and reapportionment; legislative district maps; and a name index. Appendix A lists names of members of the Territorial Assembly from 1854 to 1887, with its own name index.

James Gilchrist Swan, *The Northwest Coast; or, Three Years' Residence in Washington Territory* (Harper & Brothers, 1857). A general accounting of the author's experiences on the portion of the Northwest coast between the Straits of Fuca and the Columbia River, with a map, an index, and appendices with selected vocabulary of the Chehalis and Chenook [sic] Indian tribes.

Charles H. Paul, *Origin of Some Present Day Seattle Law Firms with Comment on Some of the Originating Members and Their Successors and the Practice of the Law in Washington Territory and State from 1854 to about 1900 and Now* (1968?). This text of a talk before the Lawyers' and Judges' Luncheon in the Arctic Club in Seattle on February 19, 1968, includes a list of the original firm names of Seattle law firms (as of 1968) with dates of admission of originating members.

Carlos Schwantes, *The Pacific Northwest: An Interpretive History* (University of Nebraska Press, 1996) is another narrative history covering early history through the 1990s. It contains selected biographies, an extensive bibliography, and statistical data from 1980 and 1990.

Elwood Evans, ed., *The State of Washington: A Brief History of the Discovery, Settlement and Organization of Washington, the "Evergreen State," as Well as a Compilation of Official Statistics Showing the Material Development of the State Up to Date* (World's Fair Commission of the State of Washington, 1893). This brief history of Washington State was published for distribution at the World's Columbian Exposition. It includes statistics on material development and the state's natural resources, lists of industries within each county, and a history of the Washington World's Fair Commission of 1891.

Earl S. Pomeroy, *The Territories and the United States, 1861-1890: Studies in Colonial Administration* (University of Pennsylvania Press, 1947). This volume was prepared and published under the direction of the American Historical Association and includes a bibliography.

Told By the Pioneers: Tales of Frontier Life as Told by Those Who Remember the Days of the Territory and Early Statehood of Washington (U.S. Works Projects Administration, 1937-38). This three-volume set includes more than 250 interviews and manuscripts from pioneers and their children in Washington and was produced by the Washington Pioneer Project.

Norman H. Clark, *Washington: A Bicentennial History* (Norton, 1976). From the States and the Nation Series, this brief volume relates the history of Washington State from 1876 to the 1950s.

Robert E. Ficken & Charles P. LeWarne, *Washington: A Centennial History* (University of Washington Press, 1988) is a scholarly introduction to the history of Washington designed for general readers. It covers the time period from the early explorers in the late 1700s through the 1980s and includes many photographs and an extensive bibliography.

Edgar Irving Stewart, *Washington: Northwest Frontier* (Lewis Historical Pub. Co., 1957). The first two volumes of this comprehensive set are devoted to the history of Washington from the time of the early explorers through the 1950s. The other two volumes include several hundred brief biographical essays of important figures.

Herbert Hunt & Floyd C. Kaylor, *Washington, West of the Cascades: Historical and Descriptive: The Explorers, the Indians, the Pioneers, the Modern* (S. J. Clarke Publishing Company, 1917). This three-volume set covers historical events of the western part of the state through the time of statehood and biographical essays and photographs of important people of the time.

David Brewster & David M. Buerge, eds., *Washingtonians: A Biographical Portrait of the State* (Sasquatch Books, 1988). This collection of biographical essays and portraits of important figures in the history of Washington State is arranged chronologically, from 1758 through 1989. An index and a bibliography are included.

Astra Apsitis & David W. Hastings, *Washington's Road to Statehood, 1853-1889* (Washington Division of Archives and Records Management, 1989). Reproductions of original documents and photographs, along with transcriptions of the documents, are included in this volume. Documents such as the organic and enabling acts, the first territorial Governor's oath of office, and the telegram announcing statehood are among the reproduced documents.

X. Washington State Archives

The Public Records Act (RCW Chapter 40.14) regulates the retention and disposition of government records. Public records include any type of recorded information, regardless of form, produced or received by a state agency in the course of public business. Therefore "public records" include printed material, bound volumes, compact discs, and electronic records. State agencies must maintain all public records for the requisite period after which those documents determined to be of "archival" value are transferred to the State Archives for preservation and future access.

The Washington State Archives was created in 1909 to organize and preserve the records of state government. It is a division of the Office of the Secretary of State. Its dual purpose is to preserve historically valuable state and local government

records and to make them available to the public for research. A significant number of government documents are of historical importance because they demonstrate the interaction of the public with the government, whether it is the Legislature, the courts, state agencies, school districts, or county governments.

Pursuant to the Public Records Act and the Public Disclosure Act (RCW Chapter 42.17), public records such as those found in the Archives are open and available to the public, subject to certain procedures and with a few restrictions. Certain kinds of information are restricted from public access in order to protect the privacy of individuals, to protect the security of current investigations, and to prevent misuse of information. A list of the exemptions to the Public Disclosure Act is found at RCW §42.17.310 (2000).

A. Collections

The State Government Archives (a division of the State Archives) in Olympia houses public Washington government documents beginning with the establishment of Washington Territory in 1853 and continuing to the present time. In this collection the researcher will find the papers of all governors and governors' proclamations and executive orders, legislative records, court records, state agency records, election results, and the laws as passed and signed. For a detailed discussion of the types of legislative records maintained in the State Archives and research assistance provided, see Chapter 6, Legislative History, Initiatives, and Bill Tracking.

The Local Government Archives is housed in five regional branches of the State Archives. Here the researcher will find historically valuable records of city and county governments, municipalities, special districts (such as school districts and service districts), and other local agencies and state entities. Only a small percentage of the records created by such offices are selected as archival and transferred to the State Archives. Many historical records remain with their original office. The regional branches

are located in Bellevue, Bellingham, Cheney, Ellensburg, and Olympia. Local governments and agencies may also maintain archival collections.

Directory information for the main and regional branches of the State Archives follows.

Washington State Archives, Main Branch

Office of the Secretary of State

Legislative Building

1129 Washington St. SE

Olympia, WA 98504-0238

(360) 586-1492

research@secstate.wa.gov

<http://www.secstate.wa.gov/archives/default.asp>

Research Policy & Fee Schedule: [http://](http://www.secstate.wa.gov/archives/fees.asp)

www.secstate.wa.gov/archives/fees.asp

Washington State Archives, Northwest Regional Branch

Western Washington University, MS-9123

Bellingham, WA 98225-9123

(360) 650-7930

state.archives@wwu.edu

<http://www.secstate.wa.gov/archives/>

[archives_northwest.asp](http://www.secstate.wa.gov/archives/archives_northwest.asp)

Counties Served: Clallam, Island, Jefferson, San Juan, Skagit, Snohomish, and Whatcom

Washington State Archives, Southwest Regional Branch

1129 Washington St. SE

PO Box 40238

Olympia, WA 98504-0238

(360) 586-4898

lweaver@secstate.wa.gov

<http://www.secstate.wa.gov/archives/>

[archives_southwest.asp](http://www.secstate.wa.gov/archives/archives_southwest.asp)

Counties Served: Clark, Cowlitz, Grays Harbor, Lewis, Mason, Pacific, Skamania, Thurston, and Wahkiakum

Washington State Archives, Central Regional Branch

Central Washington University, MS-7547

Ellensburg, WA 98926-7547

Location: Corner of 14th and D Streets at the northwest corner of the campus.

(509) 963-2136

Reference form: <http://www.cwu.edu/~archives/rrform.htm>

<http://www.cwu.edu/~archives/> and http://www.secstate.wa.gov/archives/archives_central.asp

Counties Served: Benton, Chelan, Douglas, Franklin, Grant, Kittitas, Klickitat, Okanogan, and Yakima

Comments: Researchers are strongly encouraged to make advance arrangements to ensure prompt access upon arrival.

Washington State Archives, Eastern Regional Branch

211 Tawanka

Eastern Washington University

Cheney, WA 99004

(509) 359-6900

era@ewu.edu

<http://www.ewu.edu/era/> and http://www.secstate.wa.gov/archives/archives_eastern.asp

Counties Served: Adams, Asotin, Columbia, Ferry, Garfield, Lincoln, Pend Oreille, Spokane, Stevens, Walla Walla, and Whitman

Comments: Researchers are strongly encouraged to make advance arrangements to ensure prompt access upon arrival.

Washington State Archives, Puget Sound Regional Branch

Pritchard-Fleming Building

3000 Landerholm Circle SE, MS-N100

Bellevue, WA 98007-6484

(425) 564-3940

Archives@bcc.ctc.edu

http://www.secstate.wa.gov/archives/archives_puget.asp

Counties Served: King, Kitsap, and Pierce

B. Access

Most of the materials in the Archives are available to the public and may be accessed, in person,

at no charge. Generally the materials may not be removed from the building. Fees are assessed for copies (\$0.15/page for paper and microfilm copies), photographic reproductions (\$15 each), and special research services by Archives staff (\$25/hour). For an updated fee schedule, see <http://www.secstate.wa.gov/archives/fees.asp>, or contact the Archives directly, (360) 586-1492.

The Archives staff have compiled a very useful online topical guide for conducting historical research, <http://www.secstate.wa.gov/archives/faq.asp#research>. Topics include voting and elections records, legislative history/legislative intent, property and land records, and veterans' records. Other finding aids are described below.

Some regional branches of the Archives store records off-site, so researchers should contact the Archives in advance to make arrangements to ensure prompt access to materials and to confirm the availability and/or existence of desired records. Limited reference assistance is available. Generally the Archives staff will do their best to make the records available, leaving the research up to the individual researcher.

C. Finding Aids

The *General Guide to the Washington State Archives*, 2d ed. (Washington Division of Archives and Records Management, 1969) is a general, although not comprehensive, guide to the materials available in the Archives. For a more complete index, see *Historical Records of Washington State: Guide to Records in State Archives and Its Regional Depositories* (Washington Division of Archives and Records Management and the State Historical Records Advisory Board, 1981). This guide describes the records held in the State Archives and the five branches of the Washington State Archives Regional Depository System. The first section lists the archives of the state government, organized by the territorial or state agency of origin (with a description of the agency purpose and legislative authority). The second section contains lists of local records in the Regional State Ar-

chives, organized by office of record. Indexes by name, record series title, and subject are included. Entries include dates of coverage and a description.

Finding Aids and Microfilm Available from the Washington State Archives: Guides to Archival Records, Indexes, Document Facsimiles, Microfilm (Washington Division of Archives and Records Management, 2000; available online in Adobe Acrobat Portable Document Format (PDF) and Microsoft Word, http://www.secstate.wa.gov/archives/archives_state.asp) is an annotated list of more than 100 guides and indexes for the materials in the Archives. It includes a list of oral history publications, document facsimile packages (e.g., *Women's Rights in Washington State, 1884-1915*), and microform publications (e.g., *Washington Territorial Census Rolls, 1871-1892*). This title is updated periodically as the Archives staff issues new guides.

Each regional branch of the State Archives prepares guides and finding aids specific to its collections. Some local governments have also published guides to their archival collections. The *City of Seattle Municipal Archives Program Guide to the Archives of the City of Seattle* (Office of the Comptroller, 1988, <http://www.ci.seattle.wa.us/seattle/leg/clerk/guide/titletoc.htm>) is one example.

The Archives staff has compiled many guides to the archival materials relevant to particular groups or localities. Examples include the *Guide to the Records of Washington State Department of Social and Health Services Division of Developmental Disabilities* (1988?) and *Record Group 515, City of Olympia, 1895-1965* (1981).

The following resources are useful in identifying archival resources relevant to the legal researcher. They are arranged by title.

Guide to the Case Files of the Washington State Attorney General, 1908-1918 (Washington Division of Archives & Records Management, 1993). A list of the working files of the State Attorney General's Office for the first 506 cases in which the State was a plaintiff or defendant. Files typically include plaintiff and defendant briefs, correspondence, notes,

copies of motions and pleadings, studies, and reports. Includes a subject and name index.

Guide to Church Vital Statistics Records in Washington (Washington Historical Records Survey, 1942). This guide contains partial coverage of the vital statistics records kept by churches in Washington State. It is organized alphabetically by county, city, and church denomination and includes a denomination and city name index. It supplements the *Guide to Public Vital Statistics Records in Washington*.

Edward W. Nolan, *A Guide to the Manuscript Collections in the Eastern Washington State Historical Society* (The Society, 1987). This guide covers several hundred manuscript collections and items dating from 1807 to the present time.

Guide to Public Vital Statistics Records in Washington (Washington Historical Records Survey, 1941). A guide to the birth, death, marriage, and divorce records in Washington State. The *Guide* is organized by type of record and includes an alphabetical index by county and city. It is supplemented by the *Guide to Church Vital Statistics Records in Washington*.

Washington State Historical Records and Archives Project, *Historical Records of Washington State: Guide to Public Records Held by State and Local Agencies* (Washington State Historical Records Advisory Board, 1984, microfiche). This guide covers records held by courthouses, city halls, special districts, and other agencies. It is arranged alphabetically by city, then public agency, and includes a subject and agency name index.

Washington State Historical Records and Archives Project, *Historical Records of Washington State: Private Records and Papers Not Held in Archival Custody* (Washington State Historical Records Advisory Board, 1984). This guide describes historical records and papers that are held by individuals and private organizations, such as churches, newspaper offices, television stations, hospitals, and chambers of commerce. It is organized by city and includes a subject and name index.

Washington State Historical Records and Archives Project, *Historical Records of Washington State: Records and Papers Held at Repositories* (Washington State Historical Records Advisory Board, 1981). This guide contains over 6,400 descriptions of collections in over 250 large and small repositories in Washington State. It is organized alphabetically by city, then institution. Entries include dates of coverage and descriptions of materials. A lengthy subject and name index is provided.

Washington Military Department, [*Index to Washington Territorial Records Covering the Indian and Civil War Periods*] (Office of the Adjutant General of the Washington National Guard, 1960). This index to military records covers 1855 to 1889 and contains brief biographies of individuals prominent in the Indian and Civil Wars in the Northwest.

Initiative and Referendum, 1914-1985 (Washington Division of Archives and Records Management, 1986?). This volume lists and briefly describes initiatives and referenda passed by citizens.

Inventory of the County Archives of Washington (Historical Records Survey, 1937-). This set of thirty-nine volumes (one for each county) constitutes an encyclopedia of local government history and a bibliography of local archives. Each volume contains a subject and name index.

Keith Murray, *Journeys to the Past: Historical Documents of Washington* (Washington Division of Archives and Records Management, 1983?). This compilation of copies of original historical documents from the time period of the formation of the Territory (1853) through World War II is organized topically and chronologically. It is designed for use in high school level history courses.

Terry P. Abraham, comp., *A Union List of the Papers of Members of Congress from the Pacific Northwest* (Washington State University Library, 1976). A guide listing the location of the papers and records of more than 200 men and women elected to the U.S. Congress from the Pacific Northwest between 1849 and 1971.

XI. Unique Collections

A. Washington State Bench and Bar Collection

University of Washington Marian Gould Gallagher Law Library
1100 NE Campus Parkway
Seattle, WA 98105-6617
(206) 543-4086
<http://lib.law.washington.edu/>

The Washington State Bench and Bar Collection consists of newspaper clippings about and photographs of Washington State attorneys and judges collected by Arthur Beardsley, Law Librarian at the University of Washington School of Law from 1922 to 1944, Judge Donald A. McDonald, and law library staff. These materials are preserved in bound volumes and file folders in the basement of the Gallagher Law Library.

The Washington Bench and Bar Files (the file folder portion of this collection) contain letters, newspaper clippings, photographs, and various other documents relating to Washington State attorneys and judges (mostly from the 1960s and earlier). The *Index to the Washington Bench & Bar Clippings* by Brandy Whittington (University of Washington School of Law, Gallagher Law Library, 1999) is available in print and online, <http://lib.law.washington.edu/clippings>. It includes information about the contents of the file folders, but not the bound volumes. It is organized alphabetically by individual last name and indicates whether information and/or photographs are available for a particular person.

Washington Bench and Bar Clippings (University of Washington Law Library, 1850-) consists of 143 bound volumes within the Washington Bench and Bar Collection. These volumes contain newspaper clippings covering 1850 to 1979. Most of these bound volumes cover the 1950s, 1960s, and 1970s. A card file located in the Gallagher Law Library Reading Room provides access to the information in these volumes. Cards are filed alpha-

betically for individual attorneys and judges. The citation format consists of references to a year, part, and page number.

Arthur Beardsley utilized the detailed research documents in the Washington State Bench and Bar Collection to write a manuscript about Washington's legal history: *The Bench and Bar of Washington: The First Fifty Years, 1849-1900* (written between 1940 and 1944). Although this work was never published, the manuscript is available at the Gallagher Law Library. Beardsley's first draft of the manuscript and correspondence regarding early Washington attorneys and judges (dated 1941 to 1943) is also found in the Gallagher Law Library: *Arthur Beardsley Papers: First Draft Manuscript, Etc. Arthur Beardsley's Correspondence Regarding Old Washington Attorneys and Judges: Letters Dated 1942 [i.e. 1941] and 1943* (written between 1940 and 1950). Arthur Joseph Ruffier created a personal name index for part one of Beardsley's manuscript, *The Bench and Bar of Washington, The First Fifty Years, 1849-1900, by Arthur S. Beardsley. The Compilation of a Preliminary Index to Personal Names of Part One* (1959), which is available at Gallagher Law Library.

B. Pacific Northwest Collection

University of Washington Libraries
Manuscripts, Special Collections
Box 352900
Seattle, WA 98195-2900
(206) 543-1929
speccoll@u.washington.edu
<http://www.lib.washington.edu/specialcoll/pnw/>
Location: Allen Library, South Wing, Basement

The Pacific Northwest Collection is part of the Manuscripts, Special Collections, University Archives Division of the University of Washington Libraries, <http://www.lib.washington.edu/specialcoll/>. This collection contains many historical materials valuable to the researcher covering all aspects of history and life in the Pacific Northwest, Alaska, and western Canada. Specific

strengths of the collection include local histories, early city directories, and materials on Native Americans. Related collections include scrapbooks documenting the history of the Pacific Northwest, the Mount St. Helens Collection, historical photographs, maps and architectural drawings, manuscripts, and online exhibitions.

One of the most unusual research tools available through this collection is the Pacific Northwest Regional Newspaper and Periodical Index. This index contains citations from hundreds of publications (newspapers, periodicals, monographs, scrapbooks, and pamphlets) dealing with life in Seattle, the state of Washington, and the Pacific Northwest, from the 1850s to the present. This resource began as a card file, but many recent records are now available online, <http://www.lib.washington.edu/dbtw-wpd/pnw/>.

Another useful online research tool is the "Links to Other Pacific Northwest Resources," <http://www.lib.washington.edu/specialcoll/pnw/links.html>. This excellent collection of websites links to other University of Washington sites (such as the University of Washington Libraries Web Starting Points for Pacific Northwest History and the Center for the Study of the Pacific Northwest), other regional collections (such as the Center for Pacific Northwest Studies at Western Washington University and The Northwest Room at the Tacoma Public Library), and additional resources.

C. U.S. National Archives and Records Administration, Pacific Alaska Region

6125 Sand Point Way NE
Seattle, WA 98115-7999
(206) 526-6501
seattle.archives@nara.gov
<http://www.nara.gov/regional/seattle.html>

The National Archives and Records Administration (NARA), Pacific Alaska Region office in Seattle (one of thirteen regional centers), maintains archived records from federal agencies and courts in Idaho, Oregon, and Washington. Many of these

records are available for inspection by the public, free of charge. An estimated 18,000 researchers and historians visit the facility each year. The staff archivists provide reference assistance, not research. An appointment is required to review select materials, such as the bankruptcy case files. Photocopying and microfilm copying are available for a fee.

The facility contains documents, photographs, maps, and architectural drawings from the 1850s to the 1980s, from federal courts and over one hundred federal agencies including the Environmental Protection Agency, the Federal Aviation Administration, and the Forest Service. The Seattle facility also maintains many National Archives microfilm collections covering history, economics, public administration, political science, law, ethnology, and genealogy. Closed business and personal bankruptcy case files and civil and criminal case files from federal courts in Alaska, Idaho, Oregon, and Washington are also available. The facility has an extensive collection of materials valuable in genealogical research.

Many guides, lists, and finding aids are available in print and online, <http://www.nara.gov/regional/findaids/seatfind.html>. Among the guides available online are:

- *Guide to Archival Holdings at NARA's Pacific Alaska Region (Seattle)*, which describes records available for particular agencies (with inclusive dates), the administrative history of the agency, and references to related microfilm collections. The information is accessible by agency name, a keyword index (Alphabetical List of Record Groups), and Record Group Number.
- *The Box Contents List: Bureau of Prohibition Records (RG 56) (1927-33)*. The Seattle Office of the Bureau of Prohibition operated in Idaho, Oregon, Montana, Washington, and Wyoming.
- *Chinese Immigration and Chinese in the United States: Records in the Regional Archives of the National Archives and Records Administration* (1996).

The NARA Archival Information Locator (NAIL), <http://www.nara.gov/nara/nail.html>, is a working prototype of a future comprehensive online catalog of holdings in Washington, D.C.; the regional records service facilities (such as the Seattle facility); and the Presidential libraries. A researcher can restrict the search to material available in the Seattle facility. Digital images of select documents are also available.

D. Washington State Library

Joel M. Pritchard Library
415 15th Ave. SW
PO Box 42460
Olympia, WA 98504-2460
(360) 753-5592

(temporary location, beginning Dec. 3, 2001)

Point Plaza East, Bldg. One
6880 Capitol Blvd. South
Tumwater, WA, 98501-5513
refq@statelib.wa.gov
<http://www.statelib.wa.gov/>

As the official depository for Washington State government publications (RCW §27.04.045), the Washington State Library (WSL) keeps state publications permanently. Additionally there are thirty-five libraries throughout Washington that provide state government publications to the public through a depository system. These depository libraries include public, regional, community college, and university libraries. State publications include annual, biennial, and special reports; periodicals and magazines; books; pamphlets; leaflets; and other material.

The State Library is also a Federal Regional Depository Library. In this capacity, the Library receives all publications distributed by the U.S. Government Printing Office (GPO) through its depository program. WSL keeps most of these federal documents indefinitely. Twenty other libraries in Washington State are selective depository libraries, which choose certain categories of federal documents appropriate for their collections. The selec-

tive depositories are required to make these materials available to the public and to retain them for at least five years.

A list of the libraries in Washington State participating in the State Depository Program and the Federal Depository Library Program is available online, <http://www.statelib.wa.gov/quickinfo/govdepos.htm>.

XII. Selected Online Resources

The Internet is a valuable tool for conducting historical research. Libraries and research centers are continually developing online collections of historical materials, freely available to anyone with Internet access. These websites include digital images of early photographs and historical documents, searchable databases, and directories of websites on particular topics. Selected websites are described below.

Library of Congress, Archives and Manuscript Repositories in Washington, <http://www.loc.gov/coll/nucmc/wasites.html>. This collection of links covers more than twenty-five archives and manuscript collections in Washington State. It is part of the National Union Catalog of Manuscript Collections.

University of Washington, Center for the Study of the Pacific Northwest, <http://www.washington.edu/uwired/outreach/cspn/>. This website provides news and events, highlights University resources in regional history, and provides curriculum materials for secondary schools. A particularly helpful resource is a link to the University of Washington undergraduate course called "History of Washington State and the Pacific Northwest," taught by History Professor John Findlay. This course website contains selected articles from the *Pacific Northwest Quarterly*, maps and photographs, annotated links to websites on regional and state history, and thematic lessons.

University of Washington Libraries, Digital Northwest Collections, <http://content.lib.washington.edu/dnw-collections.html>. This collection of digitized photographs represents the historical, political, demographic, and environmental diversity of

the Pacific Northwest and Alaska. The collection is a mere sampling of the photographs available at the Manuscripts, Special Collections, and University Archives Division of the University of Washington Libraries. Online collections include the Albert H. Barnes Collection of 302 photographs documenting life in western Washington around 1900; the Asahel Curtis Collection of over 1700 photographs of Seattle, Washington State, Alaska, and the Klondike from the 1850s until 1940; and the Washington Localities Collection of historical images including forts and military installations, national parks, public works, cities, and towns. Digital Northwest Collections is but one group of online multimedia collections available from the University of Washington Libraries Digital Collections webpage, <http://content.lib.washington.edu/>. These collections were developed collaboratively with other institutions and faculty under the auspices of the University of Washington Libraries' Digital Initiative Program.

Washington State Library, Washington State Digital Collections, <http://digitalwa.statelib.wa.gov/wscollections.htm>. This website contains links to several collections of digitized images of historical materials (such as photographs, pamphlets, handwritten documents, and newspaper articles) that are important to Washington State. A sampling of the collections available through this website include the Thurston County Pioneers Database, the Tacoma Public Library's Photography Archive of more than one million images, and the Frank S. Matsura Image Collection at Washington State University.

HistoryLink, <http://www.historylink.org/welcome.htm>. This nonprofit organization provides an online encyclopedia of Seattle and King County history. It includes a searchable database of essays, visual histories, maps and documents, directories of local museums and heritage groups, and links to other history websites. Numerous entries of interest to legal researchers are found under the "Government & Politics" and "Law" topics.

